

**AMENDMENT NO. 3 (FINAL)**

This Amendment modifies Contract No. 13-88-066, for Professional Construction Management Services – John H. Stroger Jr. Hospital by and between the County of Cook, Illinois, herein referred to as "County" and Faithful & Gould, Inc., authorized to do business in the State of Illinois hereinafter referred to as "Contractor":

**RECITALS**

Whereas, the County and Contractor have entered into a Contract approved by the County Board on May 8, 2013, (hereinafter referred to as the "Contract"), wherein the Contractor is to provide professional construction management services (hereinafter referred to as the "Services") from May 8, 2013 through December 31, 2014 in an amount not to exceed \$963,999.00; and

Whereas, Amendment No. 1 was executed on January 30, 2015 for an increase of \$385,824.00 and an extension through July 31, 2015; and

Whereas, Amendment No. 2 was executed on June 17, 2015 for an increase of \$84,276.00; and

Whereas, the term of the Contract expired on July 31, 2015, and the agreed upon Services are still required; and

Whereas, an extension is desired for the continuation of Services; and

Whereas, an increase amount of \$65,719.00 is required for the Contractor to perform the services set forth in Attachment 1; and

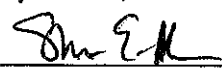
Whereas, the County and Contractor desire to extend the Contract for 76 calendar days beginning on August 1, 2015;


Now therefore, in consideration of mutual covenants contained herein, it is agreed by and between the parties to amend the Contract as follows:

1. The Contract is extended through October 15, 2015.
2. The Contract is increased by \$65,719.00 and the Total Contract Amount is revised to \$1,499,818.00.
3. This Contract is hereby amended to incorporate Attachment 1 and made part of the Contract.
4. The attached MBE/WBE Utilization Plan forms are incorporated and made a part of this Contract.
3. All other terms and conditions remain as stated in the Contract.

In witness whereof, the County and Contractor have caused this Amendment No. 3 to be executed on the date and year last written below.

County of Cook, Illinois

By:   
Chief Procurement Officer

By:   
State's Attorney

Date: 18 November 2015

Faithful & Gould, Inc.

  
Signed

Carmelo Torrisi  
Type or print name

Vice President  
Title

Date: 10/16/15

Contract No. 13-88-066  
Vendor Name: Faithful & Gould, Inc.

ATTACHMENT 1

**CHANGE ORDER REQUEST  
CHANGE TO CONSULTANT CONTRACT  
OFFICE OF CAPITAL PLANNING AND POLICY**

DATE: 21-Jul-15

PROJECT: Clean Steam Piping Replacement C. C. PROJECT DIRECTOR: James Ro  
CONSULTANT: Faithful & Gould CC DOC. NO: \_\_\_\_\_ P.O. NO: \_\_\_\_\_  
SPECIFY TYPE: BASIC SERVICES \_\_\_\_\_ ADDITIONAL SERVICES X REIMBURSABLES \_\_\_\_\_

CHANGE ORDER (C.O.) ITEM NO: 3 COOK COUNTY ASSIGNED C.O. NO: \_\_\_\_\_  
This is not the C.O. number. It is the proposal (item) number (i.e. 01, 01r1, 02, etc.) submitted by Consultant. There may be more than 1 item assigned to a C.O.

This item will result in change to the Contract in the form of a CREDIT \_\_\_\_\_ ADD X IN THE AMOUNT OF: \$65,719.00

This item will INCREASE x DECREASE \_\_\_\_\_ the Contract Time by the following number of days: 75  
(Aug 1, 2015 thru Oct 15, 2015)

Who initiated this change order request? (Check all that apply below):

Owner X User Agency \_\_\_\_\_ AE/Consultant \_\_\_\_\_ Other (Specify): \_\_\_\_\_

What is the reason for this Change Order request? (Check all that apply below):

Unforeseen Condition \_\_\_\_\_ Field Condition \_\_\_\_\_ Code Change \_\_\_\_\_ Other (Specify): XX

The General Contractor who was awarded with this project has received two contract extensions due to conditions beyond their control. The scheduled completion of construction will require a contract term extension for our base contract through the middle of October 2015.

Below, provide additional information (if any) considered relevant to this change order:

Faithful & Gould provides Construction Management Services (CMS) for Clean Steam Piping Replacement project located at the Stroger Hospital. However due to the following & attached documents, we request an extension of services:

- General Contractor's substantial completion date was extended 2-months by Cook County Office of Capital Planning & Policy to conclude on September 4, 2015
- General Contractor has been adversely impacted as they planned to commence the change over of the steam systems. This was scheduled to occur on 7/13/15 but has been delayed to meet the operational need of the hospital, therefore Faithful & Gould is requesting an extension of our services through October 15, 2015.
- All remaining funds of the original Additional Services purchase order (totaling \$14,022) will be invoiced towards this contract extension.
- This request is for the extension of Construction Management services

The Project Director shall attach the following to this form:

Change Order #3 Request Memo dated 7/22/15

List additional relevant attachments below:

F&G Request Letter dated 7/21/15

Project Summary Schedule

Stroger Hospital Amendment Fee Worksheet 7/14/15

SUBMITTED:   
OCPP PROJECT DIRECTOR

REVIEWED:  2/2/15  
OCPP DEPUTY DIRECTOR

# Stroger Hospital - Amendment #3 Fee Worksheet

Dated 7/21/15

## Funding Required

Funding needed to extend F+G contract thru the end of the project

ROLE	FIRM	RESOURCE	MONTHS	HOURLY RATE	%	SUBTOTAL	TOTAL
PX	F+G	Dave Scott	2.5	\$ 146.00	62%	\$ 39,195	\$ 39,195
PM	F+G	Carl Saunders	2.5	\$ 77.00	100%	\$ 33,341	\$ 33,341
COST SUPPORT	F+G	Mark Krogan	2	\$ 130.00	16%	\$ 7,205	\$ 7,205
		Subtotal F+G				\$ 79,741	\$ 79,741
PM	ESD		0	\$ 93.00	100%	\$ -	\$ -
		SUBTOTAL				\$ 79,741	\$ 79,741
		Less unused funds from original Additional Services PO				\$ (14,022)	\$ (14,022)
		TOTAL AMOUNT OF CONTRACT EXTENSION REQUEST				\$ 65,719	\$ 65,719

MBE Participation % = 0%

Clarification: Contract Extension of Services until 10/15/15

**MBE/WBE UTILIZATION PLAN - FORM 1**

**BIDDER/PROPOSER HEREBY STATES that all MBE/WBE firms included in this Plan are certified MBEs/WBEs by at least one of the entities listed in the General Conditions – Section 19.**

**BIDDER/PROPOSER MBE/WBE STATUS:** (check the appropriate line)

Bidder/Proposer is a certified MBE or WBE firm. (If so, attach copy of current Letter of Certification)

Bidder/Proposer is a Joint Venture and one or more Joint Venture partners are certified MBEs or WBEs. (If so, attach copies of Letter(s) of Certification, a copy of Joint Venture Agreement clearly describing the role of the MBE/WBE firm(s) and its ownership interest in the Joint Venture and a completed Joint Venture Affidavit – available online at [www.cookcountytill.gov/contractcompliance](http://www.cookcountytill.gov/contractcompliance))

☒ Bidder/Proposer is not a certified MBE or WBE firm, nor a Joint Venture with MBE/WBE partners, but will utilize MBE and WBE firms either directly or indirectly in the performance of the Contract. (If so, complete Sections II below and the Letter(s) of Intent – Form 2).

11. ☒ Direct Participation of MBE/WBE Firms ☐ Indirect Participation of MBE/WBE Firms

**NOTE: Where goals have not been achieved through direct participation, Bidder/Proposer shall include documentation outlining efforts to achieve Direct Participation at the time of Bid/Proposal submission. Indirect Participation will only be considered after all efforts to achieve Direct Participation have been exhausted. Only after written documentation of Good Faith Efforts is received will Indirect Participation be considered.**

**MBEs/WBEs that will perform as subcontractors/suppliers/consultants include the following:**

MBE/WBE Firm: Environmental Systems Design, Inc

Address: 175 W. Jackson Blvd., Suite 1400

E-mail: khendricks@esdglobal.com

Contact Person: Kyle Hendricks Phone: (312) 551-8680

Dollar Amount Participation: \$ 398,851.46

Percent Amount of Participation: 26.59 %

\*Letter of Intent attached? Yes ~~X~~ No           

\*Current Letter of Certification attached? Yes            No           

MBE/WBE Firm: \_\_\_\_\_

Address: \_\_\_\_\_

E-mail: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_

Dollar Amount Participation: \$\_\_\_\_\_

Percent Amount of Participation: \_\_\_\_\_ %

\*Letter of Intent attached? Yes \_\_\_\_\_ No \_\_\_\_\_

\*Current Letter of Certification attached? Yes \_\_\_\_\_ No \_\_\_\_\_

**Attach additional sheets as needed.**

**\* Letter(s) of Intent and current Letters of Certification must be submitted at the time of bid.**

**MBE/WBE LETTER OF INTENT - FORM 2**

M/WBE Firm: Environmental Systems Design Certifying Agency: City of Chicago  
 Contact Person: Kyle Hendricks Certification Expiration Date: 12/15/17  
 Address: 175 W. Jackson, Suite 1400 Ethnicity: Asian South Pacific  
 City/State: Chicago, IL Zip: 60604 Bid/Proposal/Contract #: 191059-000-0P  
 Phone: 551-8680 Fax: \_\_\_\_\_ FEIN #: 356-2613805  
 Email: Khendricks@esdglobal.com

Participation: ☒ Direct ☐ Indirect

Will the M/WBE firm be subcontracting any of the goods or services of this contract to another firm?

☒ No ☐ Yes - Please attach explanation. Proposed Subcontractor(s): \_\_\_\_\_

The undersigned M/WBE is prepared to provide the following Commodities/Services for the above named Project/ Contract: (If more space is needed to fully describe M/WBE Firm's proposed scope of work and/or payment schedule, attach additional sheets)

Construction Management Services for The  
Stroger Hospital GEP project.

Indicate the **Dollar Amount**, **Percentage**, and the **Terms of Payment** for the above-described Commodities/ Services:

Three Hundred Ninety Eight Thousand Eight  
Hundred Fifty One and 46/100 (\$398,851.46)

THE UNDERSIGNED PARTIES AGREE that this Letter of Intent will become a binding Subcontract Agreement for the above work, conditioned upon (1) the Bidder/Proposer's receipt of a signed contract from the County of Cook; (2) Undersigned Subcontractor remaining compliant with all relevant credentials, codes, ordinances and statutes required by Contractor, Cook County, and the State to participate as a MBE/WBE firm for the above work. The Undersigned Parties do also certify that they did not affix their signatures to this document until all areas under Description of Service/ Supply and Fee/Cost were completed.

Signature (M/WBE)

Kyle Hendricks

Print Name

Environmental Systems Design

Firm Name

10/21/15

Date

Subscribed and sworn before me

this 21st day of October, 2015.

Notary Public WMT

Signature (Prime Bidder/Proposer)

Carmelo Torrisi

Print Name

Faithful + Gould

Firm Name

10/16/15

Date

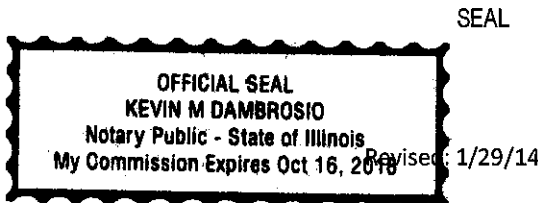
Subscribed and sworn before me

this 16th day of October, 2015.

Notary Public Kevin M. Dambrosio



M/WBE Utilization Plan - Form 2



Revised: 1/29/14

**PETITION FOR WAIVER OF MBE/WBE PARTICIPATION – FORM 3**

**A. BIDDER/PROPOSER HEREBY REQUESTS:**

☐

FULL MBE WAIVER

☐

FULL WBE WAIVER

☒

REDUCTION (PARTIAL MBE and/or WBE PARTICIPATION)

\_\_\_\_ % of Reduction for MBE Participation  
\_\_\_\_ % of Reduction for WBE Participation

**B. REASON FOR FULL/REDUCTION WAIVER REQUEST**

Bidder/Proposer shall check each item applicable to its reason for a waiver request. Additionally, supporting documentation shall be submitted with this request.

☐

(1) Lack of sufficient qualified MBEs and/or WBEs capable of providing the goods or services required by the contract. **(Please explain)**

☐

(2) The specifications and necessary requirements for performing the contract make it impossible or economically infeasible to divide the contract to enable the contractor to utilize MBEs and/or WBEs in accordance with the applicable participation. **(Please explain)**

☐

(3) Price(s) quoted by potential MBEs and/or WBEs are above competitive levels and increase cost of doing business and would make acceptance of such MBE and/or WBE bid economically impracticable, taking into consideration the percentage of total contract price represented by such MBE and/or WBE bid. **(Please explain)**

☒

(4) There are other relevant factors making it impossible or economically infeasible to utilize MBE and/or WBE firms. **(Please explain)**

*MBE graduated from the program during the course of the project.*

**C. GOOD FAITH EFFORTS TO OBTAIN MBE/WBE PARTICIPATION**

*see attached calculations for MBE participation.*

☐

(1) Made timely written solicitation to identified MBEs and WBEs for utilization of goods and/or services; and provided MBEs and WBEs with a timely opportunity to review and obtain relevant specifications, terms and conditions of the proposal to enable MBEs and WBEs to prepare an informed response to solicitation. **(Attach of copy written solicitations made)**

☐

(2) Used the services and assistance of the Office of Contract Compliance staff. **(Please explain)**

☐

(3) Timely notified and used the services and assistance of community, minority and women business organizations. **(Attach of copy written solicitations made)**

☐

(4) Followed up on initial solicitation of MBEs and WBEs to determine if firms are interested in doing business. **(Attach supporting documentation)**

☐

(5) Engaged MBEs & WBEs for direct/indirect participation. **(Please explain)**

**D. OTHER RELEVANT INFORMATION**

Attach any other documentation relative to Good Faith Efforts in complying with MBE/WBE participation.

# M/WBE CALCULATIONS FOR ESD's WORK AT STROGER HOSPITAL

Description	Amendment	ESD Contract Value	Contract Start Date	Contract Completion Date	Original Calendar Days
Base Contract	N/A	\$ 317,105.00	6/6/2013	12/31/2014	573
Added Services	N/A	\$ 11,892.00	6/6/2013	12/31/2014	573
Extension to Base Contract	1	\$ 138,812.81	10/1/2014	7/31/2015	303
Extension of Services for GEP	2	\$ 26,000.00	1/1/2015	6/15/2015	165
Extension to Base Contract	3	\$ -	8/1/2015	10/15/2015	76
<b>TOTAL</b>		<b>\$ 493,809.81</b>			

ESD Graduation Date	Revised Calendar Days	% Difference	Revised Participation Amount
2/15/2015	N/A	N/A	\$ 317,105.00
2/15/2015	N/A	N/A	\$ 11,892.00
2/15/2015	137	45%	\$ 62,763.55
2/15/2015	45	27%	\$ 7,090.91
2/15/2015	N/A	N/A	-
<b>TOTAL</b>			<b>\$ 398,851.46</b>

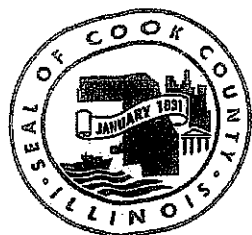
MBE Participation % 26.59%

ESD CONTRACT VALUE
\$ 317,105.00
\$ 11,892.00
\$ 138,812.81
\$ 26,000.00
\$ -
<b>\$ 493,809.81</b>

Notes

ESD's Work ended before their graduation from program  
ESD's Work ended before their graduation from program





OFFICE OF CONTRACT COMPLIANCE

JACQUELINE GOMEZ

DIRECTOR

118 N. Clark, County Building, Room 1020 • Chicago, Illinois 60602 • (312) 603-5502

**TONI PRECKWINKLE**

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of Commissioners

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JEFFREY R. TOBOLSKI  
16th District

SEAN M. MORRISON  
17th District

November 4, 2015

Ms. Shannon Andrews  
Chief Procurement Officer  
County Building, Room 1018  
Chicago, IL 60602

Re: Faithful & Gould, Inc.  
Contract #13-88-066, Amendment No. 3  
Professional Construction Management Services – John H. Stroger Jr. Hospital

Dear Ms. Andrews:

The Office of Contract Compliance is in receipt of the above-referenced contract for review of the vendor's M/WBE participation as committed to in their contract. According to our records as reported by the vendor, it has been determined the vendor has met their committed MWBE goals.

Participation	Commitment	Actual
MBE	26.59% *	31.45%
Total	26.59%	31.45%

\*The original goal of 35% MWBE overall participation was modified based on relevant factors provided by the prime vendor.

Sincerely,

  
Jacqueline Gomez

Director

JG/la

Cc: Sheila Atkins, Office of Capital Planning